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IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
SUIT NO. 14 OF 1996

Amit Prakash & Ors …Plaintiffs
Versus
Supplementary Foods (I) Ltd & Ors …Defendants

Mr AC Mahimkar, *i/b M/s. Mahimkar & Co., for the Plaintiffs.*

CORAM: G.S. PATEL, J
DATED: 29th November 2018

PC:-

1. The Suit seeks a declaration that the allotment of some shares in favour of Defendants Nos. 3 to 9 is illegal. Defendants Nos. 1 and 2 had entered a Written Statement supporting the Plaintiff. No final relief is sought against the 10th Defendant, Stock Exchange. As against Defendants Nos. 3 to 9, the Suit has already been directed to be listed for disposal as undefended Suit under Rule 89 of the Bombay High Court (Original Side) Rules.

2. Having regard to these circumstances, subject only to a confirmation from Defendants Nos. 1 and 2, the Plaintiffs would be entitled to an *ex parte* decree as against Defendants Nos. 3 to 9. The Attorneys for the Plaintiffs will give notice to the Advocates for Defendants Nos. 1 and 2 that the matter will be taken up for a final

decree as against Defendants Nos. 3 to 9 on 10th December 2018.

3. On that date, the Plaintiffs will keep present in Court an officer competent to depose, as also a brief Affidavit of Evidence and a Compilation of Documents.

(G. S. PATEL, J.)